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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450, on April 21 2009

QUINE INTELLECTUAL PROPERTY LAW GROUP, P.C.

By

Kimberly Cheung
Kimberly Cheung

Attorney Docket No. 120-000220US
UPenn Ref. No.Q-3364
Amgen Ref. No. A-904-US-NP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Christopher A. Hunter, et al.

Application No.: 10/768,744

Filed: February 2, 2004

For: METHODS FOR MODULATING AN
INFLAMMATORY RESPONSE

Examiner: Cherie Michelle Woodward

Art Unit: 1647

CONFIRMATION OF ENTITY STATUS &
PAYMENT FOR FEE DEFICIENCY

04/23/2009 EFLORES 00000002 500893 10768744
01 FC:1253 1110.00 DA

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

04/23/2009 EFLORES 00000001 500893 10768744
01 FC:1253 510.00 CR

Sir:

In the above referenced case, Applicants have erroneously paid small entity fees, although, Applicants are, in fact, large entity. Applicants are filing this submission to pay for the deficiency owed.

Applicants have provided below the itemizations of the deficiency payment owed:

Date Paid	Fee Code (Lrg/S m)	Fee Description	Small Entity Fee - Paid	Large Entity Fee	Amount Owed
5/25/2007	1253/2253	Extension for response within third month	510.00	1110.00	600.00
8/8/2008	1253/2253	Extension for response within third month	525.00	1110.00	585.00

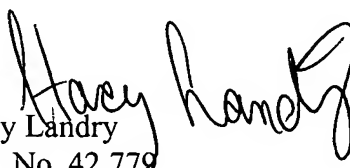
04/23/2009 EFLORES 00000001 500893 10768744
01 FC:1253 1110.00 DA

Adjustment date: 04/23/2009 EFLORES
08/11/2008 EAREGAY1 00000047 500893 10768744
01 FC:2253 525.00 CR

Christopher A. Hunter, et al.
Application No.: 10/768,744
Page 2

The total deficiency owed for the above referenced case is **\$1185.00**. Please charge the deficiency payment owed and any other fees that may be required to deposit account #50-0893.

Respectfully submitted,


Stacy Landry
Reg. No. 42,779

QUINE INTELLECTUAL PROPERTY LAW GROUP, P.C.
P.O. BOX 458
Alameda, CA 94501
(510) 337-7871
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CERTIFICATE OF MAILING

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QUINE INTELLECTUAL PROPERTY LAW GROUP, P.C.

By: Kimberly Cheung
Kimberly Cheung

Appl. No. : 10/768,744
Applicant : Christopher A. Hunter, et al.
Filed : February 2, 2004
TC/A.U. : 1647
Examiner : Cherie Michelle Woodward

Confirmation No. 4909

Docket No. : 120-000220US
Customer No. : 22798
UPenn Ref. No.: Q-3364
Amgen Ref. No. A-904-US-NP

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

MCKESSON STATEMENT OF RELATEDNESS

Sir:

In view of *McKesson Information Solutions v. Bridge Medical* (Fed. Cir. 2007), and MPEP 2001.06(b)), Applicants specifically inform the Examiner that this case may be related to the following U.S. Patent Application(s):

USSN 11/880,121, filed July 18, 2007 by Christopher A. Hunter, et al.

The Examiner is specifically encouraged to review the file history, including art made of record, as well as any substantive action in the above application(s) including any Restriction Requirements, Office Actions, Responses, Appeals, Appeal Briefs, Examiner's Replies, Notice(s) of Allowance or Issuance in the above-mentioned related application(s), prior to taking any action in the subject application. Applicants further note that the Examiner is


aware that prosecution may be ongoing in any related case, and that the Examiner will continue to evaluate the related cases as needed.

Per McKesson, the Examiner is specifically advised that all such related applications MUST be evaluated for double patenting and for obviousness-type double patenting issues prior to allowance of any claim in the subject application.

Applicants understand that, due to modern and easy access by the Examiner to related cases on PAIR, or other electronic databases available to the Examiner, there is no need for Applicant to submit copies of any paper in the file wrapper for any related case.

Applicant believes that no fee is required for submission of this statement. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 50-0893. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,


Stacy Landry
Reg. No. 42,779

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March 23 2009

PTO/SB/21 (12-08)

Approved for use through 01/31/2009. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/768,744
Filing Date	February 2, 2004
First Named Inventor	Christopher A. Hunter
Group Art Unit	1647
Examiner Name	Cherie Michelle Woodward
Attorney Docket Number	120-000220US

Total Number of Pages in This Submission

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> PTO-1449 Form
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Cited References
<input checked="" type="checkbox"/> Amendment / Response	<input type="checkbox"/> Copy of PCT Search Report
<input checked="" type="checkbox"/> Amendment and Request for Reconsideration	<input type="checkbox"/> Copy of EP Search Report
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> CD, Number of CD(s) _____
<input checked="" type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address
<input checked="" type="checkbox"/> Receipt Acknowledgement Postcard	<input type="checkbox"/> Terminal Disclaimer
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Small Entity Statement
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Request for Refund
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	

<input type="checkbox"/> Interview Summary
<input checked="" type="checkbox"/> Notice of Appeal
<input checked="" type="checkbox"/> Confirmation of Entity Status
<input type="checkbox"/> Copy of Filing Receipt - marked up
<input type="checkbox"/> Replacement Application Data Entry Form
<input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below):
McKesson Statement of Relatedness

Authorization to Charge Deposit Account

Please charge Deposit Account No. 50-0893 for any additional fees associated with this paper or during the pendency of this application, including any extensions of time for consideration of the documents enclosed.

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Stacy Landry, Reg. No. 42,779, Quine Intellectual Property Law Group, P.C.
Signature	
Date	April 21, 2009

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Kimberly Cheung
Signature	
Date	April 21, 2009

Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL
For FY 2009☐ Applicant claims small entity status. See 37 CFR 1.27TOTAL AMOUNT OF PAYMENT (\$)**2215.00**

Complete if Known

Application Number	10/768,744
Filing Date	February 2, 2004
First Named Inventor	Christopher A. Hunter
Examiner Name	Cherie Michelle Woodward
Art Unit	1647
Attorney Docket No.	120-000220US

APR 23 2009

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☒ Other (please identify): **Deposit Account**

☒ Deposit Account Deposit Account Number: **50-0893** Deposit Account Name: **Quine Intellectual Property Law Group, P.C.**

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	330	165	540	270	220	110	
Design	220	110	100	50	140	70	
Plant	220	110	330	165	170	85	
Reissue	330	165	540	270	650	325	
Provisional	220	110	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	52	26
Each independent claim over 3 (including Reissues)	220	110
Multiple dependent claims	390	195

Total Claims: _____ Extra Claims: _____ Fee (\$): _____ Fee Paid (\$): _____

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims: _____ Extra Claims: _____ Fee (\$): _____ Fee Paid (\$): _____

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$270 (\$135 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets: _____ Extra Sheets: _____ Number of each additional 50 or fraction thereof: _____ Fee (\$): _____ Fee Paid (\$): _____

_____ - 100 = _____ / 50 = _____ (round up to a whole number) x _____ = _____

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge):	Fee Paid (\$)
Other: Notice of Appeal	540
Other: Petition for Two-Month Extension of Time	490
Other: Payment for deficiency in previously paid fees	1185
Other: _____	
Other: _____	

SUBMITTED BY

Signature

*Stacy Landry*Registration No.
(Attorney/Agent)

42,779

Telephone

(510) 337-7871

Name (Print/Type)

Stacy Landry

Date

April 21, 2009